

**IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH  
AT HYDERABAD**

(Special Original Jurisdiction)

WEDNESDAY, THE FIRST DAY OF SEPTEMBER  
TWO THOUSAND AND FOUR

PRESENT

**THE HONOURABLE SRI JUSTICE V.V.S.RAO**

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**WRIT PETITION No.6228 of 1999**

Between:

Mary Matha College of Education for Women,  
represented by its Secretary and Correspondent,  
G.V. Ramana, Anantapur.

**..... PETITIONER**

AND

1 The Chairman, State Level Standing Committee and  
Commissioner and Director of School Education, A.P.,  
Hyderabad.

2 Govt. of A.P. represented by its Secretary,  
School Education Department, Secretariat,

Hyderabad.

3 Crescent Muslim Educational and Charitable Society

Registered under the Societies Act XXI of 1860,

Regd.No.30 of 1990, Rudrampeta Road,

Anantapur-515001, rep. by its Secretary, K.M. Shakeel Sabi.

(R3 is impleaded as per court order dt.16/3/2000 in WPMP4154/2000)

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of Mandamus or any other appropriate writ, declaring that the action of the 1st respondent contained in Rc.No.2310/N.2-2/97 dated 25-2-1999 purporting to

reject the application of the petitioner for establishment of college of Education for Christian Minority women at Anantapur is arbitrary and illegal and direct the respondents to consider and grant application to the petitioner for establishment of college of education for Christian minority women at Anantapur taking into account the land possessed by the petitioner on lease and other title documents.

**Counsel for the Petitioner: MR.V.VENKATARAMANA**

**Counsel for the Respondent Nos.1 and 2: GP FOR SCHOOL EDUCATION**

**Counsel for the Respondent No.3: MR. S. NIRANJAN REDDY**

**The Court made the following :**

ORDER:

Mary Matha College of Education for Women filed the writ petition seeking a writ of mandamus directing the respondents to consider and grant No Objection Certificate to the petitioner-College for establishment of College of Education for Christian minority women in Anantapur.

The Petitioner-College submitted an application to the first respondent for issuance of 'No Objection Certificate' so as to obtain permission from National Council of Teacher Education for establishing B.Ed., College for the academic year 1999-2000. The same was considered by the State Level Standing Committee constituted under G.O. Ms. No.398, Education, dated 4.12.1997 and the said Committee rejected the application of the petitioner on the ground that the petitioner College did not satisfy the conditions stipulated in the Notifications dated 24.2.1998 and 06.03.1998 (issued inviting applications), namely, the petitioner did not provide two hectares of land registered in the name of the society. As the petitioner sought permission for the academic year 1999-2000, no purpose would be served by adjudicating the dispute raised in this writ petition as to whether there is a proper exercise of power by the first respondent herein.

The writ petition is therefore dismissed as infructuous.

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Date: September 1, 2004. (V.V.S. RAO, J)

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ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Chairman, State Level Standing Committee and  
Commissioner and Director of School Education, A.P.,  
Hyderabad.

2 The Secretary, Department of School Education,  
Government of Andhra Pradesh, Secretariat, Hyderabad.

3 Two CCs to the Government Pleader for School Education,  
High Court of Andhra Pradesh, Hyderabad (O.U.T)

4 Two CD copies.